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New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Professional Engineers and Land Surveyors
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July 29, 2016



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By Certified and Regular Mail
Paul J. Fletcher
9 Ludwig Court
Fords, New Jersey 08863-2248

Re: I/M/O Paul J. Fletcher, PE – 24 GE03204100
Uniform Penalty Letter
NOTICE OF CHARGES - Failure to cooperate

Filed by the Board of Professional
Engineers and Land Surveyors on
Date 9-20-2016
Finalized by Default

Dear Mr. Fletcher:

This letter is to advise you that the New Jersey State Board of Professional Engineers and Land Surveyors (the "Board") has had an opportunity to review information received via a consumer complaint on or about November 18, 2015 alleging violations of the Board's statutes and regulations.

Specifically, pursuant to the Certification of Executive Director Joanne Leone, on or about November 19, 2015, a letter and copy of the complaint was sent to your address of record requesting a detailed response to the complaint, a complete copy of your file, proof of successful completion of the required Continuing Professional Competency credits for the biennial renewal periods 2010-2012 and 2012-2014, and a Response Certification. Your response was due in thirty (30) days. The letter was sent via certified and regular mail to your address of record. The regular mailing was not returned; the United States Postal Service reports that the certified mailing was delivered on December 7, 2015. You did not respond.

Two follow-up letters were sent via certified and regular mail to your address of record on January 6, 2016 and June 15, 2016. Again, you did not respond even though the certified receipts were signed and returned to the Board. Copies of the Certification and letters are attached.

As a result of the foregoing, this Uniform Penalty Letter is being served upon you and charges you with failure to cooperate with the Board's request for information in violation of N.J.S.A. 45:1-21(e) and N.J.A.C. 13:45C-1.2 and 1.3. **Please note that this Uniform Penalty Letter and Acknowledgment are public documents.** The Board reserves the right to take disciplinary action based on failure to comply with the CPC requirements for the 2014-2016 biennial renewal period.

To avoid further proceedings, the Board has determined that it will first offer you an opportunity to amicably resolve this matter. Should you wish to do so, then you should "check" the first option on the attached Acknowledgment and sign and return it to the above address within thirty (30) days of the date of this letter. If you choose this option, then you agree to the above charges and, further, agree to: (1) a reprimand; (2) the immediate payment of a civil penalty in the amount of One Thousand Dollars (\$1,000.00) by certified check, bank check or money order payable to the "State of New Jersey" which shall accompany the fully executed Acknowledgment; and (3) provide a full and complete response to the Board's letters of November 19, 2015, January 6, 2016 and June 15, 2016, which shall accompany the fully executed Acknowledgment.

Alternatively, if you do not wish to resolve this matter without further proceedings, then you should check one of the remaining options on the Acknowledgment and sign and return it for consideration by the Board within thirty (30) days of the date of this letter. Once the Board has considered your selection, you will be notified of the outcome. Please note that if you request a hearing, then this letter will serve as notice of the charge(s) against you.

As previously stated, the Acknowledgment should be completed and returned to the Board within thirty (30) days of date of this letter. **If you do not complete and return the Acknowledgment within thirty (30) days, then the charge(s) set forth above shall be deemed uncontested and a default shall be entered against you on the 31st day.** You shall be notified of the entry of a default by the Board which shall include: (1) that your license to practice professional engineering in the State of New Jersey shall be **SUSPENDED** until such time as you fully and completely respond to the Board's letters of November 19, 2015, January 6, 2016 and June 15, 2016; and (2) the immediate payment of a civil penalty in the amount of One Thousand Dollars (\$1,000.00) by certified check, bank check or money order payable to the "State of New Jersey" within thirty (30) days of entry of default or a Certificate of Debt shall be issued.

Should you have any questions concerning this letter or the options offered in the Acknowledgment, then you should seek the advice of your legal counsel.

STATE BOARD OF PROFESSIONAL ENGINEERS
AND LAND SURVEYORS

By: Joanne Leone
Joanne Leone
Executive Director

c: B. Michelle Albertson,
Deputy Attorney General

ACKNOWLEDGMENT

I, Paul J. Fletcher, P.E., hereby acknowledge that I have read the above charge(s) against me. I am also aware that the Board's letter and Acknowledgment, as well as any action taken against me by the Board, is a matter of public record.

PLEASE CHECK ONE:

_____ I acknowledge the conduct which has been charged and agree to: (1) a reprimand; (2) the immediate payment of a civil penalty in the amount of One Thousand Dollars (\$1,000.00) by certified check, bank check or money order payable to the "State of New Jersey" which shall accompany this fully executed Acknowledgment; and (3) provide a full and complete response to the Board's letters of November 19, 2015, January 6, 2016 and June 15, 2016, which shall accompany this fully executed Acknowledgment.

_____ I hereby waive any rights I may have to a hearing in this matter and defend myself against any charge(s), but ask the Board to consider my enclosed written explanation before rendering its final decision. I understand that the Board may order any of the terms specified in its letter and that if it does so I will be obligated to comply. Failure to comply may subject me to further action and any failure to make a required payment will result in the filing of a Certificate of Debt.

_____ I request a formal administrative hearing to be held before the Board at a future date to contest the charge(s) of failure to cooperate. In support of my hearing request, I have enclosed a fully responsive answer to the charge(s) of failure to cooperate as outlined above, including any reasons why the charge(s), facts giving rise to those charge(s), or proposed actions and/or penalties, as set forth above in the Board's letter should be modified and/or dismissed. I understand that my answer shall be reviewed by the Board, and that the Board will determine whether there are material facts in dispute which require a hearing. If a hearing is not required, then a final decision of the Board shall be issued, which may be appealed to the New Jersey Appellate Division. If a hearing is required, then a date and time for a formal hearing shall be set. I am aware that I may be represented by an attorney and that at the time of the hearing I may submit testimony and evidence relevant to the charge(s). I understand that in making its final decision, the Board may, if the charge(s) are proven, assess civil penalties and/or costs in an amount greater than that herein offered in its letter and may order such other remedies as it may deem appropriate.

Paul J. Fletcher, P.E.

Dated: _____